THE HON'BLE SRI JUSTICE V.ESWARAIAH

WRIT PETITION No.25116 of 2007

Between:

G.S.N.Reddy.

.. PETITIONER

and

Government of Andhra Pradesh and others.

.. RESPONDENTS

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ORDER:

It is the case of the petitioner that his father filed a suit O.S.No.714 of 1975 on the file of IV Additional District Munsif, Rajahmundry, seeking permanent injunction restraining the defendants therein from interfering with the peaceful possession and enjoyment of the lands admeasuring Ac.0-40 cents in Sy.No.132/2, Ac.0-15 cents in Sy.No.133, Ac.0-10 cents in Sy.No.134/1 and Ac.0-03 cents in Sy.No.135/3 respectively situated at Dowleswaram Village, Rajahmundry Mandal, East Godavari District, and the said suit was decreed by judgment and decree, dated 23-08-1980. Aggrieved by the said judgment and decree, respondents 2 and 4 herein filed A.S.No.162 of 1980 on the file of District Judge, Rajahmundry, East Godavari District, which was dismissed by order, dated 31-10-1983 and no Second Appeal has been filed. Thus, the said order has become final.

It is further stated that the father of the petitioner purchased the suit property from one Mrs.Hookins on 20-01-1950 and the said land is not the Government land but it is a private land. It is stated that the petitioner's father died on 27-04-2005 and as per the Will executed by him in favour of the petitioner on 20-06-1991, the petitioner succeeded the said property and accordingly, the petitioner filed a representation, dated 13-12-2005 before the then Mandal Revenue Officer, Rajahmundry Rural, East Godavari District, requesting to mutate the name of the petitioner in the revenue records in respect of the lands in question. But, the said representation has not been considered and disposed of and, therefore, the petitioner filed another representation before the District Collector on 08-08-2007.

I am not inclined to express any opinion with regard to the merits of the case. But, however, as the said representation filed on 13-12-2005 for mutation of the lands in question is pending before the 4th respondent and if the said representation, dated 13-12-2005, has not been traced out, the petitioner is at liberty to file a fresh representation within two weeks from today. If any such representation is pending or on receipt of fresh representation, the 4th respondent is directed to consider and dispose of the said representation in accordance with law, after giving reasonable opportunity to all the concerned, as expeditiously as possible, in accordance

with law, within a period of six weeks from the date of receipt of a copy of this order.

Accordingly, the writ petition is disposed of. There shall be no order as to costs.

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04-12-2007

Prv